IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CRML LEAVE TO APPEAL No. 203 of 2006

STATE

V/S

RAMKUMAR

Mr. HR SONI, PP, for the appellant / petitioner

Date of Order : 21.9.2006

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned Public Prosecutor, and perused the impugned judgment.

Learned lower Appellate Court has given cogent reasons for reversing the conviction recorded by the learned trial court, inasmuch as, it has been found that Sona Devi has clearly admitted that her husband's two sisters have been married to her brothers, and they are living comfortably, and that the marriage was exchange marriage. With this it was also found by the learned lower Appellate Court that the demand of dowry has been alleged to have been made after more than one and a half decade. Looking to the circumstances of it being a case of exchange marriage, and looking to the family circumstances of the parties being labour class, the theory was disbelieved by the learned lower Appellate Court, and in my view, rightly

so. It does appear from the record that it was Sona Devi who herself did not want to live with Ram Kumar, and therefore, at this belated stage the story has been cooked up which has rightly been disbelieved by the learned lower Appellate Court.

The application for leave to appeal has no force, and the same is, therefore, dismissed.

(N P GUPTA),J.

/Sushil/